

Exhibit A

Page 1

1 IN THE UNITED STATES DISTRICT COURT

2 MIDDLE DISTRICT OF ALABAMA

3 EASTERN DIVISION

4

5 CASE NUMBER: 3:06-CV-528-WKW

6

7 RONNIE GILES,

8 Plaintiff,

9 VS.

10

11 MASTERBRAND CABINETS, INC.,

12 Defendants.

13 * * * * *

14

15 S T I P U L A T I O N

16

17 IT IS STIPULATED AND AGREED by and
18 between the parties, through their respective
19 counsel, that the deposition of RONNIE GILES
20 may be taken before Kelly Gray, CSR., at the law
21 offices of Laney & Foster, P.C., Two Perimeter
22 Park South, Suite 404 East, Birmingham, Alabama
23 35243, on the 5th day of April, 2007.

 COPY

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1 Q How long have you worked for them?

2 A One year and just under two months.

3 Yeah, two months.

4 Q So let's see, if you were terminated from
5 MasterBrand in January of 2006, you began with
6 Weidmann pretty quickly after that?

7 A In February.

8 BY MR. ARNOLD: Object to form.

9 Q (continued by Ms. Creveling) I'm sorry.
10 You can go ahead and answer.

11 A In February.

12 Q How long between when you were terminated
13 from MasterBrand and started --

14 A One month.

15 Q Did you collect unemployment in that one
16 month?

17 A No.

18 Q Did you work anywhere else in that one
19 month?

20 A I worked at Area Realty.

21 Q Okay. Any other employers at all,
22 besides Area Realty and Weidmann Plastics, after
23 leaving MasterBrand Cabinets?

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1 Q Who then went over to Weidmann Plastics?

2 A Yes.

3 Q Okay. And did they -- do they like Mr.

4 Allen? I mean, was that a favorable thing or is
5 that an unfavorable recommendation?

6 A Favorable.

7 Q Okay. And is Mr. Allen still at Weidmann
8 Plastics?

9 A Yes.

10 Q What shift do you work there?

11 A Third shift.

12 Q Is that your preferred shift?

13 A Yes.

14 Q How much do you make there per hour?

15 A \$12.50.

16 Q Is there a shift differential?

17 A Yes.

18 Q What do you get for the shift
19 differential?

20 A Fifty cents.

21 Q Per hour; is that right?

22 A Yes.

23 Q Okay. What benefits do you have?

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1 A Not to my knowledge.

2 Q Any other benefits we haven't discussed
3 that are available to you at Weidmann?

4 A Not that I know of.

5 Q Okay. Presumably you have vacation time
6 through them?

7 A Through Weidmann?

8 Q Through Weidmann.

9 A Yes.

10 Q How much do you get per year?

11 A Two weeks.

12 Q Is that paid?

13 A Yes.

14 Q Okay. Let's talk a little bit about
15 Area Realty. How long have you been working for
16 Area Realty?

17 A Approximately, three years and eleven
18 months.

19 Q Have you worked with any other real
20 estate companies, other than Area Realty?

21 A Yes.

22 Q Tell me who else you've worked for.

23 A Century 21.

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1 \$10,000.00, it goes up five percent each.

2 Q Is that your current agreement with Area
3 Realty?

4 A Yes.

5 Q Has it changed over the years?

6 A No.

7 Q No?

8 A No.

9 Q Okay. Do you work full-time at Weidmann?

10 A Yes.

11 Q How many hours?

12 A Forty.

13 Q Do you get overtime?

14 A No.

15 Q How many hours per week would you say you
16 work in the real estate business?

17 A I'd say approximately twenty-five.

18 Q And that's twenty-five hours per week
19 currently for real estate-related items?

20 A Yes.

21 Q Let's go back to 2005 when you were still
22 at MasterBrand. Roughly, how many hours per
23 week then would you say you were working in real

Page 20

1 estate?

2 A About twenty-five.

3 Q Okay. What shift did you work at MBCI?

4 A First.

5 Q Do you have any benefits at all available
6 through Area Realty?

7 A No.

8 Q Do you have any agreements as to how many
9 hours per week you will work for Area Realty?

10 A No.

11 Q That twenty-five hours that you work per
12 week in real estate, can you describe for me
13 when you fit those hours in?

14 A You're talking about right now,
15 currently?

16 Q Yes.

17 A Usually on weekends, I work -- usually I
18 wake up about -- well, it varies. It's hard to
19 sleep in the daytime. I wake up sometimes at
20 10:30, 11:00. Then I start returning phone
21 calls and making showings.

22 Q Okay. Do you do any during the week?

23 A Yes.

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1 Q Okay.

2 A That's not waking up on the weekends. I
3 don't work weekends at Weidmann.

4 Q Okay.

5 A That was during the week.

6 Q All right.

7 A I wake up about 11:00, 10:30 or 11:00,
8 and begin doing real estate through the week.

9 Q I got you. Okay. So your forty hours
10 that you work at Weidmann, what days of the week
11 is that?

12 A Well, they consider it Monday through
13 Friday even though you start work Sunday night
14 at 11:00.

15 Q Okay. So you do some real estate work
16 during the week, as you've described for me. Do
17 you do any on the weekends, as well?

18 A Yes.

19 Q Okay. Are you responsible for generating
20 your own listings?

21 A Yes.

22 Q If I wanted to see what listings you had,
23 would that be in a newspaper somewhere in

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1 Q What does she do for Wal-Mart?
2 A She works as a customer service manager.
3 Q Let's go back to the time when you were
4 employed at MBCI, and tell me how you fit your
5 real estate activities into the week.
6 A Well, the normal work hours were 5:00 to
7 1:30.
8 Q Is that 5:00 a.m. or 5:00 p.m.?
9 A 5:00 a.m.
10 Q 5:00 a.m. to 1:30 p.m. was your regular
11 shift?
12 A Yes.
13 Q Okay. Is that considered first shift?
14 A Yes.
15 Q Did you work overtime?
16 A Sometimes.
17 Q What was your job title there?
18 A Material handler.
19 Q So you worked 5:00 to 1:30 at
20 MasterBrand, and then tell me when you would fit
21 in your real estate activities.
22 A I would start as soon as I got home from
23 work.

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1 A I'm not -- I'm really not sure on those
2 years, but the other owner was supposed to buy
3 it, and I've been waiting and waiting.

4 Q Anything that you have that would allow
5 you to pinpoint more precisely when that
6 occurred?

7 A Anything that I have?

8 Q Yeah.

9 A No.

10 Q When you say you had to clean it up, was
11 there any type of action by the City or any
12 formal action?

13 A Yes, the City notified me that it needed
14 to be cleaned up.

15 Q Is there a particular office or agency
16 from the City that notified you?

17 A I don't know what the name of it was.

18 Q Let's talk a little bit about your work
19 at MBCI. I think you told me you were a
20 material handler at the time you were
21 terminated; is that right?

22 A Yes.

23 Q And you were on first shift?